

MINUTES

INDIANA OPTOMETRY BOARD

NOVEMBER 14, 2007

I. CALL TO ORDER AND ESTABLISHMENT OF QUORUM

Dr. Morrow called the meeting to order at 10:00 a.m. in the Indiana Professional Licensing Agency Conference Room W064, Indiana Government Center South, 402 West Washington Street, Indianapolis, Indiana, and declared a quorum in accordance with Indiana Code § 25-24-1-2.

Board Members Present:

Douglas C. Morrow, O.D., President
Natalie Olinger-Stine, O.D., Secretary
Stephan Van Cleve, O.D., Member
James Hunter, O.D., Member
Carl Golightly, O.D., Member

Board Members Absent:

State Officials Present:

Cindy Vaught, Board Director, Professional Licensing Agency
Kristine Yarde, Assistant Board Director, Professional Licensing Agency
Rebecca Walker, Deputy Attorney General, Attorney General's Office

II. ADOPTION OF THE AGENDA

A motion was made and seconded to adopt the agenda.

OLINGER-STINE/GOLIGHTLY
Motion carried 5-0-0

III. ADOPTION OF THE MINUTES FROM THE AUGUST 15, 2007 MEETING OF THE BOARD

A motion was made and seconded to adopt the minutes, as presented, from the August 15, 2007 meeting of the Board.

VAN CLEVE/GOLIGHTLY
Motion carried 5-0-0

IV. ADMINISTRATIVE HEARINGS

There were no administrative hearings.

V. APPEARANCES

A. CONTINUING EDUCATION

There were no appearances for continuing education.

B. APPLICATION

There were no appearances for applications.

C. RENEWAL

There were no renewal applications before the Board.

VI. DISCUSSION

A. Administrative Rule Changes

The Board discussed the rule making process and then determined that all of Title 852 will need to be reviewed and changed. The Board asked Ms. Vaught to work on Rules 1-10 and Rule 17 and the Board members themselves will write drafts for Rules 11-16. The Board decided their first priority will be Rule 16 concerning continuing education and they will have a draft to present at the next meeting so that a Notice of Intent will be published at the latest by August 2008.

B. Association of Regulatory Boards of Optometry

Re: The Green Sheet- August 2007

The Board took notice of the ARBO green sheet and Dr. Hunter stated he plans to attend the 2008 ARBO meeting in Seattle and may become more involved on a national level.

VII. CONTINUING EDUCATION

Dr. Hunter addressed the Board with some concerns he has regarding a COPE course that was designated for glaucoma and was not a glaucoma course. He discussed the possibility of writing a rule which will require that sponsors of programs for legend drug credit must again submit applications to the Board for approval. Other members felt that the course he referred to is probably an anomaly and not something that is happening all the time. Ms. Vaught explained there would be extreme additional administrative duties to review these courses again because there is so much paperwork per course. Dr. Morrow provided some background as to why OLDPAC approved all COPE courses. He explained it was because so many practitioners were having difficulty getting their hours and a national entity made it easier, particularly for those who live out of state yet maintain other state licenses. Dr. Hunter relented but is concerned that national entities may not be concerning themselves with individual state laws and that COPE may not always be properly defining the categories they have. He also discussed renaming the Optometric Legend Drug Certificate to something more fitting like Ophthalmic Disease Treatment Certificate. Ms. Walker pointed out that IC 25-24-3-10 describes the "Duties of the Board" which does allow them to establish continuing education requirements for renewal of the certificate in order to administer, prescribe, and dispense legend drugs and to establish continuing education requirements for renewal of that certificate.

VIII. APPLICATION REVIEW

A. Endorsement Applications

1. Phillip D. Huffman, O.D.

The Board reviewed the endorsement application file of Dr. Huffman who is a 1974 graduate of Indiana University and has taken NBEO Parts I, II, and TMOD. He submitted a state constructed examination score report from Ohio, in lieu of National Board Part III, where he holds an active license.

Board Action: A motion was made and seconded to grant Dr. Huffman an optometry license upon passing the Indiana law examination.

GOLIGHTLY/OLINGER-STINE
Motion carried 5-0-0

2. Andrew Paul Kluka, O.D.

The Board reviewed the endorsement application file of Dr. Kluka who is a 1978 graduate of Illinois College of Optometry and has taken and passed NBEO Parts I, II, and TMOD. He submitted a state constructed examination score report from Illinois where he holds an active license. Dr. Kluka also had a positive response on his application regarding previous disciplinary action. He was fined and issued a reprimand from the State of Illinois for failing to have an ancillary license displayed in a satellite office he worked in.

Board Action: A motion was made and seconded to grant Dr. Kluka an optometry license upon passing the Indiana law examination.

VAN CLEVE/GOLIGHTLY
Motion carried 5-0-0

B. Examination Applications

There were no examination applications for the Board to review.

C. Faculty Limited License

There were no faculty limited licenses for the Board to review.

D. Professional Corporation Applications

There were no professional corporation applications for the Board to review.

IX. PROBATIONARY REPORT

A. Thomas Boone, O.D.

Ms. Vaught reported that Dr. Boone is in compliance with all aspects of his probation order.

X. REPORTS

A. Consumer Complaints

Dr. Van Cleve reported he has reviewed three (3) consumer complaints. Two he recommended to close and one he is asking for further investigation by the Attorney General's office. Ms. Walker said she would get an update from the

Attorney General's Office about the status of complaints being filed against 1-800-CONTACTS.

B. Indiana Optometric Association

Jim Zieba, Executive Director of the Indiana Optometric Association, spoke to the Board about the ongoing issue 1-800-CONTACTS.

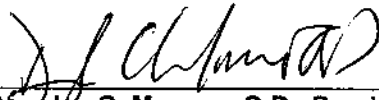
C. Continuing Education

Dr. Hunter has reviewed 28 hours for IOB credit and approved 24 of those hours. He reviewed 18 legend drug hours and approved 14 of those hours.

XI. OLD/NEW BUSINESS

XII. ADJOURNMENT

There being no further business, and having completed its duties, the meeting of the Indiana Optometry Board adjourned at 12:00 p.m.



Douglas C. Morrow, O.D., President

2/27/08

Date



Natalie Olinger-Stine, O.D., Secretary

2/27/08

Date